

EXHIBIT 13

Remote Videotaped Deposition of: Dalton James McCampbell

Nakia V. Porter vs. County of Solano

January 25, 2024



KAMRYN I WHITNEY
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Dalton James McCampbell - January 25, 2024

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

NAKIA V. PORTER, an individual on)
her own behalf and on behalf of)
her minor children, L.P. and)
A.P., et al.,)
) No.
Plaintiffs,) 2:21-cv-01473-
) KJM-JDP
vs.)
)
COUNTY OF SOLANO, et al.,)
)
Defendants.)
)

REMOTE VIDEOTAPED DEPOSITION OF DALTON JAMES McCAMPBELL

(Via Zoom Videoconference)

Fairfield, California

January 25, 2024

9:00 a.m. (PST)

REPORTED BY: Robin L. B. Osterode, CSR, RPR
CA Certified Shorthand Reporter No. 7750
AZ Certified Reporter No. 50695
Job No. 121297

REMOTE VIDEOTAPED DEPOSITION OF DALTON JAMES McCAMPBELL
commenced at 9:00 a.m. (PST) on January 25, 2024, at
Fairfield, California, before Robin L. B. Osterode,
CSR, RPR, California Shorthand Reporter No. 7750 and
Arizona Certified Reporter No. 50695.

* * *

APPEARANCES:

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EXHIBITS

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Exhibit 78	Defendant Dalton McCampbell's Responses to Plaintiff Nakia V. Porter's Interrogatories, Set One; 11 pages	12

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2 PREVIOUSLY MARKED EXHIBITS

3 EXHIBITS	DESCRIPTION	PAGE
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Dalton James McCampbell - January 25, 2024

Fairfield, California
January 25, 2024
9:00 a.m. (PST)

THE VIDEOGRAPHER: I'm Vladimir Korneychuk
and I represent KW Court Reporting, LLC, in Irvine,
California. I'm not financially interested in this
action, nor am I a relative or employee of any
attorney or any of the parties.

The date is January 25th, 2024, the time is
9:05 a.m. This deposition is taking place by
videoconference, with parties attending from various
locations, case number 2:21-cv-01473-KJM-JDP, in the
United States District Court, Eastern District of
California, entitled Porter, et al., versus County of
Solano, et al.

This deposition is being taken on behalf of
the plaintiff. This begins media one of the video
deposition of Dalton McCampbell. The court reporter
is Robin Osterode.

Would counsel please give their appearances
for the record, after which the reporter will swear
in the witness.

MR. ALMADANI: Yasin Almadani, for
plaintiffs.

MR. IBRAHIM: Good morning, Ahmed Ibrahim

1 for plaintiffs.

2 MS. LEWIS: Danielle Lewis, for defendants
3 and for the witness.

4
5 DALTON JAMES McCAMPBELL,
6 having been first duly sworn, was examined and
7 testified as follows:

8
9 E X A M I N A T I O N

10 BY MR. ALMADANI:

11 Q. Mr. McCampbell, can you please state your
12 full name for the record.

13 A. Dalton James McCampbell.

14 Q. Is that the only name you've used?

15 A. Yes.

16 Q. You don't have any other alias?

17 A. No.

18 Q. Are you married?

19 A. Yes.

20 Q. What is the name of your spouse?

21 MS. LEWIS: You can answer.

22 THE WITNESS: Kelly McCampbell.

23 BY MR. ALMADANI:

24 Q. And what does Ms. McCampbell do for a
25 living?

1 misrepresentations, correct?

2 A. Yes.

3 Q. You understood that to be your duty as of
4 August 6, 2020, correct?

5 A. Correct.

6 Q. And, in fact, that's kind of been your duty
7 the entire time you've been a peace officer, because
8 that's part of your basic course training, correct?

9 A. Correct.

10 Q. One of the primary reasons, you know,
11 according to your training and your understanding,
12 that you must be correct and accurate and not
13 misrepresent information in a report is that these
14 reports are submitted to the DA's office for
15 prosecutors and judges to see, to make important
16 decisions about people's lives, correct?

17 A. Absolutely, yes.

18 Q. And these decisions, you know, when the
19 reports are submitted to the prosecutor's office, are
20 prosecutorial decisions, in fact, whether to
21 prosecute a person or not, right?

22 A. Yes.

23 Q. So as a peace officer, of course, and
24 you've testified to this, it is important to be
25 accurate in your reports, right?

1 A. Yes.

2 Q. The reports in this case that you authored,
3 and that Deputy McDowell at the time authored, were
4 going to be submitted to the prosecutor's office for
5 Ms. Porter's prosecution, correct?

6 A. Yes.

7 Q. And you and Deputy McDowell had arrested
8 Ms. Porter and taken her to jail to be held and
9 charged, correct?

10 MS. LEWIS: Objection; lacks foundation,
11 assumes facts not in evidence.

12 Go ahead.

13 And it's also compound.

14 Go ahead.

15 THE WITNESS: So, yes, Ms. Porter was
16 placed under arrest, however, I did not transport her
17 and/or book her into the Solano County Jail.

18 BY MR. ALMADANI:

19 Q. But based on your statements that night and
20 based on what you were asking folks to do,
21 somebody -- some sheriff in the Solano County
22 Sheriff's Office did take her to jail, correct?

23 A. Correct.

24 Q. And then you and Deputy McDowell at least
25 authored some reports -- police reports to be

1 BY MR. ALMADANI:

2 Q. And that's Penal Code Section 853.5, right?

3 A. Yes.

4 Q. And this -- your training materials teach
5 you a person arrested for an infraction may be taken
6 into custody if he or she fails to present
7 satisfactory identification, correct?

8 A. Yes.

9 Q. Okay. And 853.5 is the California Penal
10 Code section that's cited in your training materials,
11 right?

12 A. Yes.

13 Q. And other than a DUI, when somebody is
14 normally stopped for a, you know, running a traffic
15 light, for speeding, for having tinted windows, for
16 having mismatched license plates, those are traffic
17 infractions, correct?

18 A. Yes.

19 Q. That's not a misdemeanor, right, to have a
20 mismatched license plate?

21 A. No.

22 Q. Okay. I'm directing your attention to

23 Exhibit 10. We'll mark that.

24 (Marked for identification Exhibit 10.)

25 BY MR. ALMADANI:

1 Q. And that is the police report or sheriff's
2 report that you authored with respect to the incident
3 with Ms. Porter and Mr. Powell on August 6th, and the
4 kids, on August 6, 2020, correct?

5 A. Yes.

6 Q. Let me take you to this report here.
7 You write -- and I'm going to start from
8 the top.

9 MS. LEWIS: Well, hold on. Did you
10 establish this is his report? Sorry, I missed that.

11 MR. ALMADANI: I did.

12 Q. This is your report, correct?

13 MS. LEWIS: Did you show him the -- can we
14 just see the bottom?

15 THE WITNESS: Yes, that's my name at the
16 bottom.

17 BY MR. ALMADANI:

18 Q. Actually, before I go to that report, I'm
19 going to go to Exhibit 11A.

20 (Previously marked for identification
21 Exhibit 11A.)

22 BY MR. ALMADANI:

23 Q. Do you have an understanding of what a CAD
24 incident report is?

25 A. Yes.

1 A. Yes, underneath the -- beneath where the
2 seat would be, but placed on the floorboard area.

3 Q. Okay. So I guess I'm having difficulty
4 understanding. With the vehicle, the SUV being
5 there -- let's hold that thought. I want to put up
6 the body cam. So we're going to come back, okay, I'm
7 going to play this, but we're going to come back to
8 Mr. -- the furtive movement, quickly duck down and
9 we're going to come back to Mr. Powell reaching, I
10 guess, under the passenger seat. Okay?

11 A. I'd like to clarify. I said the floorboard
12 area, not specifically under the seat.

13 Q. Okay. Floorboard area, sure.

14 MS. LEWIS: Can you just identify the
15 exhibit for the record, before you move on,
16 Mr. Almadani?

17 (Previously marked for identification
18 Exhibit 103.)

19 MR. ALMADANI: This is Exhibit 103, okay?
20 This is your body camera.

21 Q. Understood, Mr. --

22 A. Yes.

23 Q. -- Mr. McCampbell? Okay. And I, just for
24 the record, before you had indicated you had
25 testified when I was trying to get to the precise

Dalton James McCampbell - January 25, 2024

REPORTER'S CERTIFICATION

I, Robin L. B. Osterode, Certified Shorthand Reporter in and for the State of California and Certified Reporter in and for the State of Arizona, do hereby certify:

That the foregoing witness was by me duly sworn; that the deposition was then taken before me at the time and place herein set forth; that the testimony and proceedings were reported stenographically by me and later transcribed into typewriting under my direction; that the foregoing is a true record of the testimony and proceedings taken at that time.

I further certify that pursuant to FRCP Rule 30(e)(1), before completion of the deposition, review of the transcript { x } was { } was not requested by the deponent or a party.

I further certify I am neither financially interested in the action nor a relative or employee of any attorney or party to this action.

IN WITNESS WHEREOF, I have subscribed my name on this 12th day of February, 2024.



ROBIN L. B. OSTERODE, CSR, RPR
CA CSR No. 7750
AZ CR No. 50695

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